ESTTA Tracking number:

ESTTA733420 03/14/2016

Filing date:

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Petition for Cancellation

Notice is hereby given that the following party requests to cancel indicated registration.

Petitioner Information

Name	Colgate-Palmolive Company		
Entity	Corporation	Citizenship	Delaware
Address	300 Park Avenue New York, NY 10022 UNITED STATES		

Attorney information	James D. Weinberger Fross Zelnick Lehrman & Zissu, P.C.
	866 United Nations Plaza 6th Floor
	New York, NY 10017 UNITED STATES
	jweinberger@fzlz.com, lkittay@fzlz.com Phone:(212) 813-5900

Registrations Subject to Cancellation

Registration No	4838915	Registration date	10/27/2015
International Registration No.	NONE	International Registration Date	NONE
Registrant	Bora Creations S.L. Calle Rey Sancho, 7, Local 3 Mallorca, SPAIN		

Goods/Services Subject to Cancellation

Class 003. First Use: 0 First Use In Commerce: 0

Cancelled goods and services in the class: Preparations for cleaning, care and beautification of hair, namely, non-medicated hair preparations; hair colorants; hair dyes; hair styling products, namely, hair styling gel and spray; hair lotions; hair care products, namely, shampoo and conditioner

Class 021. First Use: 0 First Use In Commerce: 0

Cancelled goods and services in the class: Combs; hair brushes

Grounds for Cancellation

Priority and likelihood of confusion		Trademark Act section 2(d)	
Registration No	4263007	Registration date	12/25/2012
International Registration No.	NONE	International Registration Date	NONE
Registrant	Bora Creations S.L. Calle Rey Sancho, 7, Local 3 SPAIN		

Goods/Services Subject to Cancellation

Class 003. First Use: 0 First Use In Commerce: 0

Cancelled goods and services in the class: hair care products, namely, shampoos, hair lotions, hair dyes and colorants, hair gels, hair sprays, hair mousse, hair relaxers, hair waving preparations, hair wax

Class 021. First Use: 0 First Use In Commerce: 0 Cancelled goods and services in the class: hair brushes

Grounds for Cancellation

Priority and likelihood of confusion		Trademark Act section 2(d)	
Registration No	4848464	Registration date	11/10/2015
International Registration No.	NONE	International Registration Date	NONE
Registrant	Bora Creations S.L. Calle Rey Sancho, 7, Local 3 SPAIN		

Goods/Services Subject to Cancellation

Class 003. First Use: 0 First Use In Commerce: 0

Cancelled goods and services in the class: Preparations for cleaning, care and beautification of hair, namely, non-medicated hair preparations; hair colorants; hair dyes; hair styling products, namely, hair styling gel and spray; hair lotions; hair care products, namely, shampoo and conditioner

Class 021. First Use: 0 First Use In Commerce: 0

Cancelled goods and services in the class: Combs; hair brushes

Class 026. First Use: 0 First Use In Commerce: 0

All goods and services in the class are cancelled, namely: Hair ornaments; barrettes hair-slides; hair bands; bows for the hair

Grounds for Cancellation

Delayity and likelihaad of confusion	Trademark Astronation O(d)
Priority and likelihood of confusion	Trademark Act section 2(d)

Mark Cited by Petitioner as Basis for Cancellation

U.S. Registration No.	3966727	Application Date	11/10/2008
Registration Date	05/24/2011	Foreign Priority Date	NONE
Word Mark	CAPRICE		

Design Mark	CAPRICE
Description of Mark	NONE
Goods/Services	Class 003. First use: First Use: 2009/12/09 First Use In Commerce: 2009/12/09 Hair care preparations

Attachments	77611494#TMSN.png(bytes)
	Petition to Cancel (CATRICE) (F1900166x96B9E).pdf(82696 bytes)

Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by First Class Mail on this date.

Signature	/s/ James D. Weinberger
Name	James D. Weinberger
Date	03/14/2016

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

COLGATE-PALMOLIVE COMPANY,

Petitioner,

-against-

BORA CAREATIONS, S.L.,

Registrant.

PETITION FOR CANCELLATION

Colgate-Palmolive Company ("Petitioner"), a corporation organized and existing under the laws of the state of Delaware, located at 300 Park Avenue, New York, New York 10022, believes that it will be damaged by the continued registration of U.S. Reg. Nos. 4,263,007, 4,838,915 and 4,848,464 to the extent they cover hair products in International Classes 3, 21 and 26, and hereby petitions to cancel the same pursuant to Section 14(3) of the Lanham Trademark Act of 1946, 15 U.S.C. § 1064(3). As grounds for its petition for cancellation, Petitioner, by its attorneys Fross Zelnick Lehrman & Zissu, P.C., alleges as follows:

- 1. Petitioner has for many years been engaged in the manufacture, distribution, marketing and sale of a wide variety of personal care products, including hair care products.
- 2. Since 2009, prior to any date upon which Registrant can rely, Petitioner has manufactured and marketed hair care products under the mark CAPRICE. CAPRICE products have been sold extensively throughout the U.S. with substantial sales and advertising expenditures.
- 3. As a result of its reputation, use and substantial sales success, and Petitioner's significant investment in advertising, CAPRICE (the "CAPRICE Mark") has become a strong

trademark identifying Petitioner's products exclusively. As such, the CAPRICE Mark represents an enormous goodwill and is an extremely valuable asset to Petitioner.

- 4. Petitioner is the owner of U.S. Reg. No. 3,966,727 for the CAPRICE Mark for "hair care preparations" in International Class 3, filed on an intent to use basis on November 10, 2008 and registered on May 24, 2011, based on first use in commerce on December 9, 2009.

 A printout from the TSDR electronic database records of the U.S. Patent & Trademark Office showing the current status and title of this registration is attached hereto as Exhibit A. Such registration is valid, subsisting and in full effect and serves as *prima facie* evidence of the validity of the mark, pursuant to Section 33(a) of the Lanham Act, 15 U.S.C. § 1115(a).
- 5. Upon information and belief, Bora Creations S.L. is a Sociedad Limitada organized under the laws of Spain with an address at Calle Re Sancho, 7, Local 3 E-07180 Santa Ponsa, Mallorca, Spain ("Registrant").
- 6. On January 17, 2012, Registrant filed App. Ser. No. 79/109,927 to register the mark CATRICE in connection with:
 - "Cosmetics, hair care products, namely, shampoos, hair lotions, hair dyes and colorants, hair gels, hair sprays, hair mousse, hair relaxers, hair waving preparations, hair wax" in Int. Cl. 3;
 - "Costume jewellery" in Int. Cl. 14; and
 - "Combs and nail brushes, hair brushes, shaving brushes, body brushes, cosmetic brushes, brushes for applying cosmetics; powder puffs" in Int. Cl. 21.

App. Ser. No. 79/109,927 matured to registration on, U.S. Reg. No. 4,263,007 on December 25, 2012.

- 7. On June 18, 2014, Registrant filed App. Ser. No. 79/155,224 to register the mark CATRICE in connection with:
 - "Preparations for cleaning, care and beautification of the skin, nails and hair, namely, non-medicated skin, hair and nail preparations; hair colorants; hair dyes;

hair styling products, namely, hair styling gel and spray; hair lotions; hair care products, namely, shampoo and conditioner; soaps; perfumery; fragrances; perfume; eau de toilette; eau de perfume; cosmetics; eye make-up removers; make-up removing preparations; nail polish remover; make-up; BB cream in the nature of non-medicated blemish-reducing skin creams; cosmetic powder; rouge; tinted facial cream; tinted body cream; cosmetic concealer; non-medicated acne treatment preparation, namely, cosmetic blemish stick; highlighter for the beautification of the skin, namely, highlighter facial powder and highlighter body art pens; tattoo pencils, namely, cosmetic pencils; mascara; powder for increasing eyelash volume; eye shadow powder; eye shadow cream; eye shadow foundation; eyebrow powder; eyebrow cream; eyebrow pencils; liquid eye liner, powdered eye liner, eye liner pencils, eye liner gel; kohl eye pencils; lip glosses; lip balm; lipstick; lip liner; nail polish; cosmetic preparations for nail drying, namely, express drying drops for nail polish; artificial nails; nail pencil for French manicure; nail whitening pencils; nail whiteners in the nature of nail polish; nail polish correction pencils; nail care pencils in the nature of a nail gel or a nail oil; nail gel; primer for preparation of gel manicure; nail cleanser, namely, nail enamel remover; nail polish base coat; nail polish top coat; nail hardener; oils for treatment of nails and cuticles. nail art stickers, namely, stickers for beautification, care and protection of finger nails; French manicure tip guides, namely, nail stencils; products for sculpting and making of false fingernails, namely, adhesives for attaching artificial fingernails and fingernail embellishments and decals; nail polish with metallic or other effects; nail decoration glitter; cosmetic powders; fingernail embellishments in the nature of gems and accessories for decorating nails; nail care preparations; products for sculpting and making of gel nails, namely, nail gel; hand creams; body glitter spray; nail glitter spray; face glitter spray; temporary tattoo transfers for use as cosmetics; false eyelashes" in Int. Cl. 3;

- "Hand-operated hand tools and instruments for the cosmetic and decorative care of finger and foot nails, namely, nail buffers, nail clippers, electric fingernail polishers; nail files; nail polishing files; emery files in the nature of nail files; nail scissors; nail clippers; manicure implements, namely, rosewood sticks in the nature of cuticle pushers; eyelash curling tongs; tweezers; applicators for false eyelashes, namely, tweezers" in Int. Cl. 8;
- "Sunglasses; spectacles; spectacle cases; cases for mobile telephones and smart phones; cases for tablet computers; cases for laptops" in Int. Cl. 9;
- "Jewelry and jewelry articles, namely, bracelets, bangles, earrings, necklaces, anklets, finger rings, toe rings" in Int. Cl. 14;
- "Empty cosmetic bags sold empty; unfitted vanity cases; handbags; umbrellas; leather goods and goods of imitations of leather, namely, handbags, wallets, briefcases, purses, small clutch purses, back packs, leather bags and bags made of imitations of leather" in Int. Cl. 18;

- "Combs; hair brushes; body brushes; nail brushes; cosmetic sponges, namely, microdermabrasion sponges for cosmetic use; cosmetic brushes; applicators for cosmetics, namely, applicator stick for applying make-up; beverage glassware, vases, decorative glass not for building; porcelain goods, namely, dishes, mugs and figurine" in Int. Cl. 21;
- "clothing kerchiefs; belts; clothing, namely, underwear, pullovers, skirts, pajamas, shirts, belts, scarves, trousers, dresses; [footwear;] headwear, hats and caps; clothing accessories, namely, bandanas, pocket squares, waist belts, muffs, earbands, ear muffs, pareus, mufflers; underwear, namely, gaiters; stockings; tights" in Int. Cl. 25;
- "Hair ornaments; barrettes hair-slides; hair bands; bows for the hair" in Int. Cl. 26;
- "Retail store services featuring cosmetic and beauty products" in Int. Cl. 35; and
- "Beauty care services" in Int. Cl. 44.

App. Ser. No. 79/155,224 matured to registration on, U.S. Reg. No. 4,848,464 on November 10, 2015.

8. On July 3, 2014, Registrant filed App. Ser. No. 79/158,102 to register the mark CATRICE in a stylized form, shown here:



in connection with:

"Preparations for cleaning, care and beautification of the skin, nails and hair, namely, non-medicated skin, hair and nail preparations; hair colorants; hair dyes; hair styling products, namely, hair styling gel and spray; hair lotions; hair care products, namely, shampoo and conditioner; soaps; perfumery; fragrances; perfumes; eau de toilette; eau de parfum; cosmetics; eye make-up removers; make-up removing preparations; nail polish remover; make-up; BB cream in the nature of non-medicated blemish-reducing skin creams; cosmetic powder; rouge; tinted facial cream; tinted body cream; cosmetic concealer; non-medicated acne treatment preparation, namely, cosmetic blemish stick; highlighter for the beautification of the skin, namely, highlighter facial powder and highlighter body art pens; tattoo pencils, namely, cosmetic pencils; mascara; powder; eye shadow powder; eye shadow cream; eye shadow foundation; eyebrow powder; eyebrow cream; eyebrow pencils; liquid eye liner, powder eye liner, eye liner pencils, eye liner gel; kohl eye pencils; lip glosses; lip balm; lipstick; lip liner; nail polish;

cosmetic preparations for nail drying, namely, express drying drops for nail polish; artificial nails; nail pencil for French manicure; nail whitening pencils; nail whiteners in the nature of nail polish; nail polish correction pencils; nail care pencils in the nature of a nail gel or a nail oil; nail gel; primer for preparation of gel manicure; nail cleanser, namely, nail enamel remover; nail polish base coat; nail polish top coat; nail hardener; oils for treatment of nails and cuticles; nail art stickers, namely, stickers for beautification, care and protection of finger nails. French manicure tip guides, namely, nail stencils; products for sculpting and making of false fingernails, namely, adhesives for attaching artificial fingernails and fingernail embellishments and decals; nail polish with metallic or other effects; nail decoration glitter; cosmetic powders; fingernail embellishments in the nature of gems and accessories for decorating nails; nail care preparations; products for sculpting and making of gel nails, namely, nail gel; hand creams; body glitter spray, nail glitter spray, face glitter spray; temporary tattoo transfers for use as cosmetics; false eyelashes" in Int. Cl. 3;

- "Hand-operated hand tools and instruments for the cosmetic and decorative care of finger and foot nails, namely, nail buffers, nail clippers, electric fingernail polishers; emery files in the nature of nail files; nail files; nail polishing files; emery files; nail scissors; nail clippers; manicure implements, namely, rosewood sticks in the nature of cuticle pushers; eyelash curling tongs; tweezers; applicators for false eyelashes, namely, tweezers" in Int. Cl. 8;
- "Covers for mobile telephones and smartphones; covers for tablet computers; cases for laptops" in Int. Cl. 9;
- "Jewelry and jewelry articles, namely, bracelets, bangles, earrings, necklaces, anklets, finger rings, toe rings" in Int. Cl. 14;
- "Empty cosmetic bags sold empty; unfitted vanity cases; handbags; umbrellas; leather goods and goods of imitations of leather, namely, handbags, wallets, briefcases, purses, small clutch purses, back packs, leather bags and bags made of imitations of leather" in Int. Cl. 18;
- "Combs; hair brushes; body brushes; nail brushes; cosmetic sponges, namely, microdermabrasion sponges for cosmetic use; cosmetic brushes; applicators for cosmetics, namely, applicator stick for applying make-up; beverage glassware, vases, decorative glass not for building; porcelain goods, namely, dishes, mugs and figurines" in Int. Cl. 21; and
- "Clothing kerchiefs; belts; clothing, namely, underwear, pullovers, skirts, pajamas, shirts, belts, scarves, trousers, dresses; [footwear;] headwear, hats and caps; clothing accessories, namely, bandanas, pocket squares, waist belts, muffs, earbands, ear muffs, pareus, mufflers; underwear; stockings; tights; underwear, namely, gaiters" in Int. Cl. 25.

App. Ser. No. 79/158,102 matured to registration on, U.S. Reg. No. 4,838,915 on October 27, 2015. (Registrant's U.S. Reg. Nos. 4,263,007, 4,838,915 and 4,848,464 for the mark CATRICE are collectively referred to herein as "Registrant's Mark.")

- 9. By virtue of its application to register the CAPRICE Mark in 2008 and its use of the CAPRICE Mark since at least as early as 2009, Petitioner has strong prior rights in CAPRICE Mark in the United States.
- 10. Petitioner's CAPRICE Mark has been used continuously since a date prior to any date upon which Registrant may rely.
- 11. Petitioner's CAPRICE Mark and Registrant's Mark are nearly identical and thus highly similar in sight, sound, and commercial impression.
- 12. To the extent Registrant's Mark is registered in connection with hair products, namely, "hair care products, namely, shampoos, hair lotions, hair dyes and colorants, hair gels, hair sprays, hair mousse, hair relaxers, hair waving preparations, hair wax" in Int. Cl. 3 and "hair brushes" in Int. Cl. 21 (Reg. No. 4,263,007), "Preparations for cleaning, care and beautification of . . . hair, namely, non-medicated . . . hair preparations; hair colorants; hair dyes; hair styling products, namely, hair styling gel and spray; hair lotions; hair care products, namely, shampoo and conditioner;" in Int. Cl. 3, "Combs; hair brushes" in Int. Cl. 21 and "Hair ornaments; barrettes hair-slides; hair bands; bows for the hair" in Int. Cl. 26 (Reg. No. 4,848,464), "Preparations for cleaning, care and beautification of . . . hair, namely, non-medicated . . . hair . . . preparations; hair colorants; hair dyes; hair styling products, namely, hair styling gel and spray; hair lotions; hair care products, namely, shampoo and conditioner" in Int. Cl. 3 and "Combs; hair brushes" in Int. Cl. 21 (Reg. No. 4,838,915), such goods are identical and/or highly related to the goods offered under Petitioner's CAPRICE Mark.

- 13. As a result of the similarity of the marks and the goods, the continued registration of Registrant's Mark is likely to cause confusion, cause mistake, or to deceive consumers to falsely believe that Registrant's goods emanate from or otherwise are authorized, sponsored by, or affiliated with Petitioner, in violation of Section 2(d) of the Lanham Act, 15 U.S.C. § 1052(d).
- 14. By reason of the foregoing, Petitioner will be harmed by continued registration of Registrant's Mark in connection with hair products.

WHEREFORE, it is respectfully requested that this cancellation proceeding be sustained and that the Registrant's U.S. Reg. Nos. 4,263,007, 4,838,915 and 4,848,464 be cancelled to the extent they cover hair products.

Dated: March 14, 2016 New York, New York FROSS ZELNICK LEHRMAN & ZISSU, P.C.

James D. Weinberger

Leo Kittay

866 United Nations Plaza New York, New York 10017

(212) 813-5900

Attorneys for Petitioner

EXHIBIT A

Generated on: This page was generated by TSDR on 2016-03-14 18:55:32 EDT

Mark: CAPRICE

CAPRICE

US Serial Number: 77611494 Application Filing Nov. 10, 2008

Date:

US Registration 3966727 Registration Date: May 24, 2011

Number:

Register: Principal

Mark Type: Trademark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: May 24, 2011

Publication Date: Apr. 07, 2009 Notice of Oct. 06, 2009

Allowance Date:

Mark Information

Mark Literal CAPRICE

Elements:

Standard Character Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Claim

Mark Drawing 4 - STANDARD CHARACTER MARK

Type:

Related Properties Information

Claimed Ownership 0063264

of US Registrations:

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

• Brackets [..] indicate deleted goods/services;

• Double parenthesis ((..)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and

Asterisks *..* identify additional (new) wording in the goods/services.

For: Hair care preparations

International 003 - Primary Class U.S Class(es): 001, 004, 006, 050, 051, 052

Class(es):

Class Status: ACTIVE

Basis: 1(a)

Basis Information (Case Level)

Filed Use: No

Filed ITU: Yes

Currently ITU: No

Amended Use: No

Filed 44D: No

Currently 44D: No

Currently 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No Currently No Basis: No

Current Owner(s) Information

Owner Name: Colgate-Palmolive Company

Owner Address: 300 Park Avenue

New York, NEW YORK 10022 UNITED STATES

Legal Entity Type: CORPORATION State or Country DELAWARE Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: ANITA K. YEUNG

Attorney Primary EDWIN_KELLY@COLPAL.COM Attorney Email No Email Address: Authorized:

Correspondent

Correspondent ANITA K. YEUNG

Name/Address: COLGATE-PALMOLIVE COMPANY

300 PARK AVENUE

PK-15

NEW YORK, NEW YORK 10022

UNITED STATES

Phone: 212 310-2722 Fax: 212310 3406

Correspondent e- EDWIN_KELLY@COLPAL.COM Correspondent e- No mail: mail Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
May 24, 2011	REGISTERED-PRINCIPAL REGISTER	
Apr. 20, 2011	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Apr. 19, 2011	LAW OFFICE REGISTRATION REVIEW COMPLETED	70138
Apr. 18, 2011	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Apr. 08, 2011	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Apr. 07, 2011	STATEMENT OF USE PROCESSING COMPLETE	76538
Apr. 05, 2011	USE AMENDMENT FILED	76538
Apr. 07, 2011	EXTENSION 3 GRANTED	76538
Apr. 05, 2011	EXTENSION 3 FILED	76538
Apr. 05, 2011	TEAS EXTENSION RECEIVED	
Apr. 05, 2011	TEAS STATEMENT OF USE RECEIVED	
Oct. 14, 2010	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Oct. 13, 2010	EXTENSION 2 GRANTED	76538
Oct. 06, 2010	EXTENSION 2 FILED	76538
Oct. 06, 2010	TEAS EXTENSION RECEIVED	
Apr. 27, 2010	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Apr. 26, 2010	EXTENSION 1 GRANTED	76538
Apr. 05, 2010	EXTENSION 1 FILED	76538
Apr. 26, 2010	CASE ASSIGNED TO INTENT TO USE PARALEGAL	76538
Apr. 05, 2010	TEAS EXTENSION RECEIVED	
Oct. 06, 2009	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Aug. 21, 2009	EXTENSION OF TIME TO OPPOSE PROCESS - TERMINATED	
May 07, 2009	ATTORNEY REVOKED AND/OR APPOINTED	
May 07, 2009	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
May 06, 2009	EXTENSION OF TIME TO OPPOSE RECEIVED	
Apr. 07, 2009	PUBLISHED FOR OPPOSITION	
Mar. 18, 2009	NOTICE OF PUBLICATION	
Feb. 28, 2009	LAW OFFICE PUBLICATION REVIEW COMPLETED	70138
Feb. 28, 2009	ASSIGNED TO LIE	70138
Feb. 26, 2009	APPROVED FOR PUB - PRINCIPAL REGISTER	

Feb. 26, 2009	EXAMINER'S AMENDMENT ENTERED	88888
Feb. 26, 2009	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Feb. 26, 2009	EXAMINERS AMENDMENT E-MAILED	6328
Feb. 26, 2009	EXAMINERS AMENDMENT -WRITTEN	74305
Feb. 09, 2009	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Feb. 09, 2009	NON-FINAL ACTION E-MAILED	6325
Feb. 09, 2009	NON-FINAL ACTION WRITTEN	74305
Feb. 09, 2009	ASSIGNED TO EXAMINER	74305
Nov. 13, 2008	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION Date in Location: Apr. 19, 2011

Proceedings

Filing Date: May 06, 2009

Summary

Number of 1 Proceedings:

Type of Proceeding: Extension of Time

Proceeding 77611494

Number:

Status: Terminated Status Date: Aug 21, 2009

Interlocutory Attorney:

Defendant

Name: Colgate-Palmolive Company

Correspondent ANITA K. YEUNG

Address: COLGATE-PALMOLIVE COMPANY

PK-15 300 PARK AVENUE NEW YORK NY , 10022 UNITED STATES

_		_
Acent	hateir	marks

Mark	Application Status	Serial Number	Registration Number	
CAPRICE	Registered	77611494	3966727	
Potential Opposer(s)				

Name: Bora Creations S.L.

Correspondent Michael J. Bevilacqua, Esquire

Address: Wilmer Cutler Pickering Hale and DorrLLP

60 State Street Boston MA , 02109 UNITED STATES

Correspondent e- michael.bevilacqua@wilmerhale.com

mail:

Prosecution History						
Entry Number	History Text	Date	Due Date			
1	INCOMING - EXT TIME TO OPPOSE FILED	May 06, 2009				
2	EXTENSION OF TIME GRANTED	May 06, 2009				
3	INCOMING - EXT TIME TO OPPOSE FILED	May 29, 2009				
4	EXTENSION OF TIME GRANTED	May 29, 2009				

CERTIFICATE OF SERVICE

I hereby certify that on March 14, 2016, a copy of the foregoing **PETITION FOR CANCELLATION** was sent by first-class mail, postage pre-paid, to Registrant at its address of record:

Bora Creations S.L. Calle Re Sancho, 7 Local 3 E-07180 Santa Ponsa Mallorca, Spain

James D. Weinberge